


IFW DAC A  
PATENT  
TH 2037 (US)  
DSC:SWT

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on or before the date shown below.

  
Del S. Christensen  
Date: October 11, 2004



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of	)	
	)	
Paul T. Huckabee et al.	)	
	)	
Serial No. 10/811,211	)	Group Art Unit: 3672
	)	
Filed March 26, 2004	)	Examiner: NA
	)	
SURFACE FLOW CONTROLLED VALVE AND	)	October 11, 2004
SCREEN	)	

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

PETITION UNDER RULE 1.78(a)(3)

The Applicant hereby requests consideration of this Petition Under Rule 1.78(a)(3).

The undersigned recently became aware that the old practice of being able to insert a cross reference to a prior U.S. application by requesting such in the patent application transmittal form was changed by the new amendment practice effective July 30, 2003. It was at this time that the undersigned reviewed this patent application and found out that the amendment to include the required cross reference to the provisional application serial number 60/458,617 had only been requested at the time of filing in the transmittal form. The undersigned states that this error to include a preliminary amendment along with the filing was unintentional and that the entire delay in submitting this amendment was unintentional. The Applicant requests that the amendment of the specification in the amendment filed concurrently herewith be accepted.

10/19/2004 EFLRES 00000118 10811211

01 FC:1460 130.00 DA

The Applicant requests that the fee for filing this petition and any fee/surcharge required for late filing of the amendment to include the cross reference to the prior application be charged to Shell Oil Company Deposit Account 19-1800.

Respectfully submitted,

Paul T. Huckabee et al.

By 

Attorney, Del S. Christensen  
Registration No. 33,482  
(713) 241-3997

P.O. Box 2463  
Houston, TX 77252-2463

**UNITED STATES PATENT & TRADEMARK OFFICE**  
Washington, D.C. 20231

**REQUEST FOR PATENT FEE REFUND**

1 Date of Request: 1/27/05 2 Serial/Patent # 10/811,211

3 Please refund the following f e(s):

4 PAPER  
NUMBER

5 DATE  
FILED

6 AMOUNT

Filing

\$

Amendment

\$

Extension of Time

\$

Notice of Appeal/Appeal

\$

☒ Petition

10/15/04

\$ 130.00

Issue

\$

Cert of Correction/Terminal Disc.

\$

Maintenance

\$

Assignment

\$

Other

\$

7 TOTAL AMOUNT  
OF REFUND

\$ 130.00

8 TO BE REFUNDED BY:

Treasury Check

☒ Credit Deposit A/C #:

9 119--1800

10 REASON:

Overpayment

Duplicate Payment

☒ No Fee Due (Explanation):

*dismissed as moot*

11 REFUND REQUESTED BY:

TYPED/PRINTED NAME: Patricia Furson-Ball

TITLE: Attorney

SIGNATURE: Patricia Furson-Ball

PHONE: 2-3212

OFFICE: Petersons

\*\*\*\*\*  
THIS SPACE RESERVED FOR FINANCE USE ONLY:

APPROVED: Alma Kelly

DATE: 2/1/05

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to: